



**TRANSPARENCY
INTERNATIONAL-PAKISTAN**

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21st March, 2019

TL19/2103/1A

Mr. Sardar Usman Buzdar,
The Honorable Chief Minister Punjab,
Government of Punjab,
Lahore.

Sub: Violation of Rule 25(7) of Punjab Procurement Rules 2014.

Dear Sir,

This is in continuation of Transparency International Pakistan's letter No. TL19/0803/2A dated 8th March, 2019.

The Punjab Procurement Regulatory Authority Act 2009 was notified by CM Punjab after TI-Pakistan convinced the CM that this Act is necessary for transparent procurement in the province.

Simultaneously the Punjab Procurement Rules 2009 were also notified vide Notification No. MD.PPRA/1-1/2009, by adopting the federal Public Procurement Rules 2004.

After 5 years, these rules were then revised in 2014 in consultation with Transparency International Pakistan.

The Basic concept of PPRA Rules is that the competition between bidders should be as wide as possible so that experienced firms shall compete with most economical rates. Therefore in these rules the tender document cost was kept at minimum, and document should also be uploaded on the procuring agency's website, and if the document is issued to bidders, only the cost of printing should be charged.

It is known that the tender document is prepared after feasibility study by the department itself or by appointing a consultant, which costs in many projects millions of rupees. However, this amount is not to be recovered from bidder, and as per planning commission notifications PC-I and PC- II costs are sanctioned separately for Consultants and Construction.

In this regard, this honorable CM, will appreciate that the bidding document are to be uploaded on website also as mentioned in NAB letter No 5-2 (75) Pre/ A & P/ NABHQ/ 2013 dated 8-1-2014 (attached), and in this case there is no expense for the procuring agency but the bidder will download the document on his own expense.

Same provisions are provided in Khyber Pakhtunkhwa Public Procurement Regulatory Authority Act 2012, Rule No 19.



19. Public Accessibility. --This Act, the rules made thereunder, guidelines, forms, bidding documents and/or decisions of Government or procuring entity relating to procurement shall be placed on a web-site of the Authority in addition to the website of the procuring entity or the Government, as the case may be, and which will also provide copies of these documents to the public at a fee not exceeding the cost of printing/reproduction of the documents.

This rule is also included in the SPPRA Rules.

Therefore, the Punjab govt. is requested to change the notification No. B- II(C&W)2-11/78 Procumbent (2014), and only the cost of printing of the Tender Documents should be charged, which should not be more than Rs. 5000, as printing cost of 2000 pages document cannot exceed more than an amount of Rs, 5000 as required by the rules.

Transparency International Pakistan is striving for across the board application of Rule of Law, which is the only way to stop corruption.

Justice Zia Perwez
Former Judge of Supreme Court of Pakistan
Trustee- TI-Pakistan

Copies forwarded for the information with request to take action under their mandate to:

1. Director General, NAB, Lahore.
2. Chief Secretary, Government of Punjab, Lahore.
3. Registrar, Lahore High Court, Lahore.
4. Managing Director, Punjab PRA, Lahore.



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No. SE/LG&CD/455/2015

**DIRECTORATE GENERAL
LOCAL GOVT. & COMMUNITY DEV.
PUNJAB LAHORE**

Laure 22nd August, 2015



To

All the Executive Engineers,
LG&CD, Circles in the Punjab.

D.G. Khan

Subject:

**NOTIFICATION REGARDING RE-FIXATION OF TENDER FEE
IN LOCAL GOVERNMENT & COMMUNITY DEVELOPMENT
DEPARTMENT IN TERMS OF CLAUSE 25(7) PPRA RULES 2014**

I am directed to refer to the subject noted as above and to enclose herewith a copy of Notification bearing No. No.B-III(C&W)2-11/75 Procurement (2014) dated 25.05.2015 issued by the Government of the Punjab, Communication & Works Department containing tender form fee re-fixed as under:-

Sr. No.	Type of Work	Tender Fee
i.	For Original Works as well as M&R works (Buildings & Highways), upto Rs.0.5 (M)	Rs.0.05% of the cost of work involved.
ii.	For Original Works (Buildings & Highways), beyond Rs.0.5(M)	Rs.10,000/-
iii.	For M&R Works (Buildings & Highways), beyond Rs.0.5(M)	Rs.2,000/-

Note: The above mentioned tender fees will be applicable to all types of projects of LG&CD Deptt.

You are requested to please ensure to collect tender form fee from the contractors as per above said rates instead to determine the cost of tender form at your own level. Compliance may be ensured in letter & spirit.

DA/As above

**SUPERINTENDING ENGINEER
LG&CD PUNJAB LAHORE**

31.08.2015

C.C.

1. The Deputy Secretary to the Chief Minister Punjab w.r.t. his letter No. DS(ASSEM)CMO/15/OT-47/(B) dated 31.07.2015
2. The Director (C&I) Punjab Local Govt. Board, Lahore w.r.t. his letter No. LCS(Eng)-5(211)/2015 dated 26.08.2015
3. PS to the Secretary Govt. of the Punjab, LG&CD Department.
4. PS to the Secretary Govt. of the Punjab, Communication & Works Department.
5. PA to Director General, LG&CD Punjab.

Office of The Executive Engineer, LG&CD, DG Khan circle.

Endst No: CG&CD/KEN/DRK/ 1994 Dated: 4-9-2015.

A copy alongwith its enclosures is forwarded to All ADCC'S/AE'S, working in DG Khan circle for information and to ensure compliance for letter and spirit.

F:\REGULATIONS\AS XENS 28.08.2015.doc

[Signature]
XCD

**Executive Engineer
Local Govt. & Community Dev.
Punjab**



**GOVERNMENT OF THE PUNJAB
COMMUNICATION & WORKS DEPARTMENT**

NOTIFICATION

No B-II(C&W)2-11/78 Procumbent(2014). Tender Fee at the following rates is hereby relaxed by Communication & Works Department in terms of Clause 25(7) PPRA Rules 2014 with immediate effect:-

Sr. No.	TYPE OF WORK	TENDER FEE
i.	For Original Works as well as M&R works (Buildings & Highways), upto Rs.0.5(M)	Rs.0.05% of the cost of work involved
ii.	For Original Works (Buildings & Highways), beyond Rs.0.5(M)	Rs.10,000/-
iii.	For M&R Works (Buildings & Highways), beyond Rs.0.5(M)	Rs.2,000/-

Dated Lahore the
May 25th, 2015.

SECRETARY

Erst: No. B-II(C&W)2-11/78/Procumbent(2014)

Dated May 25th, 2015.

A copy is forwarded for information to the:-

1. Chief Secretary, Government of the Punjab, Lahore.
2. Chairman, Planning & Development Board, Punjab, Lahore.
3. Accountant General, Punjab, Lahore.
4. Chairman, CMIT, Government of the Punjab, Lahore.
5. Managing Director, Government of the Punjab, PPRA, S&CAD 2-E, Gulshan-e-Ravi, Lahore.
6. All Administrative, Secretaries Government of the Punjab, Lahore.
7. Director General, Audit (Works), Lahore.
8. Director General, Accounts (Works), Lahore.
9. Director General, Anti Corruption (Establishment), Punjab, Lahore.
10. Chief Engineer, Punjab Buildings Department (North / South Zone), Lahore.
11. Chief Engineer, Punjab Highways Department (North / South Zone), Lahore.
12. Chief Engineer, Punjab District Supports & Monitoring Department, Lahore.
13. Director Road Research & Material Testing Institute, Lahore.
14. Director Building Research Station, Lahore.
15. Transparency International Pakistan, 5-C, 2nd Floor, Khayaban-e-Ikhted, Phase VII, Defence Housing Authority, Karachi.

Handwritten notes:
25/5/15
PA
H.J.
25(B)

Handwritten signature and date: 25/5/15